

Inasmuch as no objection is pending at this time, the stay is lifted.

JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

JUL 21 2008

**UNITED STATES JUDICIAL PANEL  
on  
MULTIDISTRICT LITIGATION**

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CLERK'S OFFICE  
JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

**IN RE: ASBESTOS PRODUCTS LIABILITY  
LITIGATION (NO. VI)**

*C 08-2704 EDL*

MDL No. 875

**FILED**

AUG 14 2008

(SEE ATTACHED SCHEDULE)

**CONDITIONAL TRANSFER ORDER (CTO-312)**

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

On July 29, 1991, the Panel transferred 21,937 civil actions to the United States District Court for the Eastern District of Pennsylvania for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. *See* 771 F.Supp. 415 (J.P.M.L. 1991). Since that time, 83,141 additional actions have been transferred to the Eastern District of Pennsylvania. With the consent of that court, all such actions have been assigned to the Honorable James T. Giles.

It appears that the actions on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the Eastern District of Pennsylvania and assigned to Judge Giles.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the Eastern District of Pennsylvania for the reasons stated in the order of July 29, 1991, and, with the consent of that court, assigned to the Honorable James T. Giles.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Eastern District of Pennsylvania. The transmittal of this order to said Clerk shall be stayed 15 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 15-day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:

*Jeffery N. Lüthi*

Jeffery N. Lüthi  
Clerk of the Panel

A CERTIFIED TRUE COPY

*Jeffery N. Lüthi*

A TRUE COPY CERTIFIED TO FROM THE RECORD

DATED: *8/14/08*

TEST: *8/14/08*

CLERK, UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF PENNSYLVANIA

**IN RE: ASBESTOS PRODUCTS LIABILITY  
LITIGATION (NO. VI)**

MDL No. 875

**SCHEDULE CTO-312 - TAG-ALONG ACTIONS**

<u>DIST. DIV. C.A. #</u>	<u>CASE CAPTION</u>
CALIFORNIA CENTRAL CAC 2 08-3995	Robert Thomas Schott, et al. v. CBS Corp., et al.
✓ CALIFORNIA NORTHERN CAN 3 08-2704	Lois Collins, et al. v. General Electric Co., et al.
CONNECTICUT CT 3 08-938	William Barlow, et al. v. General Electric Co., et al.
DISTRICT OF COLUMBIA <del>DC 1 08-967</del>	<del>Armando A. Sammartino, et al. v. AC&amp;R Insulation Co., Inc., et al.</del> <b>OPPOSED 8/5/08</b>
DELAWARE <del>DE 1 08-353</del>	<del>Frederick Seitz, et al. v. Adel Wiggins Group, et al.</del> <b>OPPOSED 8/6/08</b>
ILLINOIS NORTHERN ILN 1 08-2975	Charlotte Kruse, etc. v. Anaconda Wire and Cable, et al.
LOUISIANA MIDDLE <del>LAM 3 08-74</del>	<del>Michael T. Hackler v. P&amp;O Ports Louisiana, Inc., et al.</del> <b>OPPOSED 8/6/08</b>
LAM 3 08-84	Leatha Kluka v. ANCO Industries, Inc., et al.
LAM 3 08-326	Keith A. Hornbeck, et al. v. Northrop Grumman Ship Systems, Inc., et al.
MISSISSIPPI SOUTHERN MSS 1 07-1170	Helen G. Varnadore v. Crane Co., et al.
NORTH CAROLINA MIDDLE NCM 1 08-382	Michael Leroy Leonard v. Anchor Packing Co., et al.
NCM 1 08-404	Virginia Earnhardt Ritchie v. Aqua-Chem, Inc., et al.
NCM 1 08-410	Everette L. Allman, Jr., et al. v. Aqua-Chem, Inc., et al.
NCM 1 08-426	Jean Freeman Edwards, etc. v. Aqua-Chem, Inc., et al.
NCM 1 08-427	Willard A. Brodie, Jr., et al. v. Aqua-Chem, Inc., et al.
NCM 1 08-428	Roy C. Talbott, et al. v. Aqua-Chem, Inc., et al.
NCM 1 08-429	John Franklin Garmon v. Aqua-Chem, Inc., et al.
NORTH CAROLINA WESTERN NCW 1 08-238	James Wilson Earnhardt v. Aqua-Chem, Inc., et al.
NCW 1 08-239	James Robert Elders, Jr. v. Aqua-Chem, Inc., et al.
NCW 1 08-242	Gregory Alan Hamm, et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-243	Benny T. Harkey, Jr., et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-244	Barry Steven Hinson, et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-245	Aloysius J. Krieger, Jr., et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-246	George F. Leeper, et al. v. Aqua-Chem, Inc., et al.

**MDL No. 875 - Schedule CTO-312 Tag-Along Actions (Continued)**

<u>DIST. DIV. C.A. #</u>	<u>CASE CAPTION</u>
NCW 1 08-247	Randall W. Michael, et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-248	Michael David Moore, et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-249	William Earl Moore, et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-250	Jerry Paul Piercy, et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-251	Randal Franklin Shelton v. Aqua-Chem, Inc., et al.
NCW 1 08-253	James Ervin Stancil, et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-254	Gary Lynn Thomas, et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-257	Donna Norville, etc. v. Aqua-Chem, Inc., et al.
NCW 1 08-258	Jerry Cecil Brown, et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-259	Jerry Dean Dalton, et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-260	Larry R. Douthit, et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-261	Lawton Dayle Holland, et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-263	Thomas Jesse Holland, et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-264	Billy Eugene Lovelace, et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-265	James Junior Howard v. Aqua-Chem, Inc., et al.
NCW 1 08-266	Donald Edward Sellers v. Aqua-Chem, Inc., et al.
NCW 1 08-267	Gary Lee Smith, et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-270	Clyde Davidson, Jr., et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-271	James Bright, Jr. v. Aqua-Chem, Inc., et al.
NCW 1 08-272	Dennis C. Harmon, Sr., et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-273	Charles J. Holcomb, et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-275	John W. Carpenter, et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-276	Joseph Woodrow Koone v. Aqua-Chem, Inc., et al.
NCW 1 08-277	Monty P. Welch, et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-278	Charles Y. Wilkinson, et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-279	Johnny Moore Black v. Aqua-Chem, Inc., et al.
NCW 1 08-280	Winford Giles Clayton, Jr. v. Aqua-Chem, Inc., et al.
NCW 1 08-281	Jimmy Lee Colvin, et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-282	Ray Von Correll, et al. v. Aqua-Chem, Inc., et al.
<b>NEW YORK EASTERN</b>	
NYE 1 08-2211	Litha Haynes, etc. v. A.W. Chesterton Co., et al.
NYE 1 08-2307	Leslie G. Speir, et al. v. A.W. Chesterton Co., et al.
NYE 1 08-2383	Michael Trapani, et al. v. A.W. Chesterton Co., et al.
<b>NEW YORK NORTHERN</b>	
<del>NYN 1 08-545</del>	<del>Richard Simpson v. AWC 1997 Corp., et al.</del> <b>VACATED 8/1/08</b>
<b>NEW YORK SOUTHERN</b>	
NYS 1 06-862	Anthony J. Simini, et al. v. A.O. Smith Water Products Co., et al.
<del>NYS 1 08-5491</del>	<del>Ernesto Miranda, et al. v. Northrop Grumman Corp., et al.</del> <b>OPPOSED 8/5/08</b>
<b>OHIO SOUTHERN</b>	
OHS 1 06-722	Gail W. Durham, etc. v. Rapid American Corp., et al.
<b>SOUTH CAROLINA</b>	
SC 0 08-2104	Randall C. Covington, et al. v. Aqua-Chem, Inc., et al.
SC 0 08-2105	Joan McCoy, etc. v. Aqua-Chem, Inc., et al.
SC 0 08-2106	Dennis R. Morgan, et al. v. Aqua-Chem, Inc., et al.
SC 0 08-2109	John Clawson Ramsey v. Aqua-Chem, Inc., et al.
SC 0 08-2239	James A. Rollins, Jr., et al. v. Aqua-Chem, Inc., et al.

**MDL No. 875 - Schedule CTO-312 Tag-Along Actions (Continued)**

<u>DIST. DIV. C.A. #</u>	<u>CASE CAPTION</u>
SC 0 08-2316	Bobby Gene Allen, et al. v. Aqua-Chem, Inc., et al.
SC 0 08-2458	James T. Johnson, et al. v. Aqua-Chem, Inc., et al.
SC 0 08-2460	John Robert Odom, et al. v. Aqua-Chem, Inc., et al.
SC 0 08-2462	Willie Hue Starr, et al. v. Aqua-Chem, Inc., et al.
SC 0 08-2470	Steven F. Stewart, et al. v. Aqua-Chem, Inc., et al.
<del>SC 3 08-2343</del>	<del>John W. Vawter, et al. v. Buffalo Pumps, Inc., et al. OPPOSED 8/6/08</del>
<del>SC 3 08-2409</del>	<del>Jerry T. Hickman, et al. v. Buffalo Pumps, Inc., et al. OPPOSED 8/6/08</del>
SC 3 08-2426	John W. Vawter, et al. v. Alfa Laval, Inc., et al.
SC 7 08-2108	Lee Homer Parker, et al. v. Aqua-Chem, Inc., et al.
SC 7 08-2244	Boyce Lamar Wilson, et al. v. Aqua-Chem, Inc., et al.
SC 8 08-2237	Freddie Alton Ball, et al. v. Aqua-Chem, Inc., et al.
SC 8 08-2238	Michael Charles Rogers, et al. v. Aqua-Chem, Inc., et al.
SC 8 08-2240	Donnie Ray Shirley, et al. v. Aqua-Chem, Inc., et al.
SC 8 08-2305	Lacy Gene Locklear, et al. v. Aqua-Chem, Inc.
SC 8 08-2307	Carl Jackson Gibby, et al. v. Aqua-Chem, Inc., et al.
SC 8 08-2310	Larry Carroll Marcengill v. Aqua-Chem, Inc., et al.
SC 8 08-2314	Alton M. Murphy v. Aqua-Chem, Inc., et al.
SC 8 08-2315	James Ray Wald, et al. v. Aqua-Chem, Inc., et al.
 TEXAS SOUTHERN	
TXS 4 08-1303	Jose E. Apodaca v. BNSF Railway Co.
 VIRGINIA EASTERN	
<del>VAE 3 08-374</del>	<del>Sandra Brunson, etc. v. Alfa Laval, Inc., et al. OPPOSED 8/6/08</del>